

**REPORT ON THE ANNUAL TOWN MEETING, TOWN OF MONTEREY  
MAY 2, 2009**

This is to certify that 79 of 638 inhabitants of said Town qualified to vote in the elections and Town affairs met in the Firehouse of the Monterey Fire Company Ltd. in said Town on May, 2, 2009, at 9:30 o'clock in the morning, and then and there acted on the following articles in the following manner:

ARTICLE 1. 101 of 638 voters brought in their votes to the election of officers of the Town on the official ballot provided by the Town Clerk for the following officers of the Town. There were no contests on the ballot:

One member of the Board of Appeals for five years	Dean P. Amidon	92
One member of the Board of Assessors for three years	Robert M. Gauthier	90
One member of the Board of Health for three years	Stephen Enoch	87
One member of the Cemetery Committee for three years	Linda E. Thorpe	94
One member of the Finance Committee for three years	Daniel Moriarty	80
Two Library Trustees for three years	Denise Andrus	96
	Lois Storch	81
One Moderator for one year	Mark J.J. Makuc	94
Two members of the Park Commission for three years	Bridget Krans	93
	Joshua R. Allentuck	91
One member of the Park Commission for two years	Gary Shaw	88
Two members of the Planning Board for five years	Bridget Krans	90
	Stephen Rose	81
One member of the Select Board for three years	Wayne Burkhart	87
One Town Clerk for three years	Linda E. Thorpe	94
One Tree Warden for one year	Shaylan Burkhart	95

ARTICLE 2. The Town received the reports of Officers, Agents and Committees of the Town.

ARTICLE 3. The Town voted to fix the salaries as indicated below to be paid to elected officials for the period July 1, 2009 to June 30, 2010, pursuant to the provisions of Chapter 41, Section 108, of the General Laws.

Select Board Chair		\$4,300.00
Select Board 2 <sup>nd</sup>		\$4,300.00
Select Board 3 <sup>rd</sup>		\$4,300.00
Assessors Chair		\$4,000.00
Assessors 2 <sup>nd</sup>		\$4,000.00
Assessors 3 <sup>rd</sup>		\$4,000.00
Board of Health Chair	\$ 500.00	
Board of Health 2 <sup>nd</sup>	\$ 500.00	
Board of Health 3 <sup>rd</sup>	\$ 500.00	

ARTICLE 4. The Town voted pursuant to M.G.L. c 71, §16B, as amended, to amend Section 4 (e) of the Southern Berkshire Regional School District Regional Agreement as follows, after being introduced to the new Superintendent, Michael Singleton, and several members of the elected School Committee from our and other towns. The voters voted on a separate ballot provided by the Town Clerk and counted then and there as follows:

"For Fiscal Year 2010, each member town's share of the total operating and transportation budget of the District ("Assessment") shall be the amount determined as follows:

The district treasurer shall calculate each member town's share of the District's total operating and transportation budget using the alternative assessment method as set forth in the amendment to the SBRSD Regional Agreement voted in May of 2001 and shall then multiply such share by fifty percent (50%) (The "Alternative Method Portion").

The district treasurer shall then calculate each member town's share of the District's total operating and transportation budget using the Statutory Method and shall then multiply such share by fifty percent (50%) (The "Statutory Method Portion").

The district treasurer shall then calculate each member town's actual Assessment for Fiscal Year 2010 by adding the Alternative Method Portion to the Statutory Method Portion. "

For Fiscal Year 2011, each member town's share of the total operating and transportation budget of the District shall be the amount determined as follows:

The district treasurer shall calculate each member town's share of the District's total operating and transportation budget using the alternative assessment method as set forth in the amendment to the SBRSD Regional Agreement voted in May of 2001 and shall then multiply such share by twenty-five percent (25%) (The "2011 Alternative Method Portion").

The district treasurer shall then calculate each member town's share of the District's total operating and transportation budget using the Statutory Method and shall then multiply such share by seventy-five percent (75%) (The "2011 Statutory Method Portion").

The district treasurer shall then calculate each member town's actual Assessment for Fiscal Year 2011 by adding the 2011 Alternative Method Portion to the 2011 Statutory Method Portion."

YES 76 NO 4

The Town also voted to delete part of the original warrant article, referencing amounts to appropriate for Operating and Transportation budgets for 2010 as well as alternative budget amounts as noted on the original warrant for this article which were included in error in the original warrant. The Meeting voted to delete those sections, by voice vote

Unanimously

ARTICLE 5. The Town voted to pass over allocating the sum of its required contribution to the Southern Berkshire Regional School District, in accordance with the regional agreement presently in effect, in accordance with Massachusetts General Laws Chapter 71, Section 16B, because they had accepted Article 4, above.

By voice vote

ARTICLE 6. The Town raised and appropriated the following sums of money, including appropriation and transfers from available funds, to defray charges and expenses of the Town, including salaries of certain Town Officers and employees, debt and interest, and provide for a Reserve Fund for the ensuing year.

<b>Account</b>	<b>Fiscal Year 2010</b>	
<b>100 GENERAL GOVERNMENT</b>		
114 Moderator		100.00
122 Select Board Elected		12,900.00
122 Select Board Expenses		4,500.00
124 Temporary Employee		1.00
131 Finance Committee Expenses		500.00
132 Town Reserve Fund		10,000.00
135 Town Accountant Salary		16,000.00
135 Town Accountant Expenses		200.00
141 Assessors Elected		12,000.00
141 Asst. Assessor		32,445.00
141 Assessors Clerk		7,210.00
141 Assessors Expenses		13,875.00
141 Assessors Software		5,600.00
145 Treasurer Elected		13,599.00
145 Treasurer Expenses		2,440.00
145 Treasurers Tax Titles		2,500.00
146 Tax Collector Elected		15,487.00
146 Tax Collector Expenses		4,300.00
147 Tax Coll. Computer		4,800.00
148 Bank Charges		200.00
151 Town Counsel		10,300.00
151 Town Counsel Expenses		1,500.00
158 Printing & Stationery		6,000.00
159 Inter-Departmental Secretary		39,999.00
160 Procurement Expenses		1.00
161 Town Clerk Elected		18,170.00
161 Town Clerk Expenses		4,650.00
162 Election		4,236.00
163 Registration		294.00
164 Street List/Census		2,000.00
164 Street List/Census Expenses		750.00
171 Conservation Comm.		750.00
175 Planning Board Clerk		1,500.00
175 Planning Board expenses		250.00
176 Board of Appeals expenses		2,100.00
176 Board of Appeals Clerk		3,000.00

192	Meeting Hall	935.00
195	Town Report	1,400.00
196	Town Offices	30,000.00
197	Computer Software & Supplies	5,000.00
198	Accounting Software	4,829.00
	Subtotal	296,321.00
<b>200</b>	<b>PROTECTION, PERSONS &amp; PROPERTY</b>	
209	Constable	300
210	Police Chief Wages	53,025.00
210	Police Officer	38,796.00
210	Police Expenses	62,843.00
212	Police Rental Facilities	3,600.00
220	Fire Dept. Expenses	32,000.00
221	Berk. Cty. Sheriff Comm.	7,561.00
222	Fire Dept Compensation	60,000.00
240	Building Inspector	24,097.00
240	Building Inspector Expenses	2,268.00
243	Plumbing and Gas Inspector	3,751.00
243	Plumbing /Gas Inspector Exp	1,120.00
244	Fire Inspector	2,600.00
245	Wiring Inspector	3,245.00
245	Wiring Inspector Expenses	700
246	Alternate Inspectors	500
247	Animal Inspector	900
292	Animal Control/Dog Officer	3,250.00
293	Animal Control Expenses	750
296	Tree Warden Expenses	5,970.00
	Subtotal	307,276.00
<b>300</b>	<b>EDUCATION</b>	
301	School Committee	1,200.00
310	Schools: Capital	155,831.00
310	Schools: Operating	921,212.00
	Subtotal	1,078,243.00
<b>400</b>	<b>PUBLIC WORKS &amp; FACILITIES</b>	
422	Highway Maintenance	143,363.00
422	Director Of Operations	64,272.00
422	Foreman	44,667.00
422	Hwy 2 Compensation	42,118.00
422	Hwy 3 Compensation	42,118.00
423	Salt and Sand	150,000.00
423	Supplies & Fuel	43,944.00
423	Winter Overtime	18,000.00

424	Public Lighting	3,000.00
425	Tree Removal	2,800.00
427	Machinery & Tools	32,000.00
428	Town Garage	15,865.00
429	Highway Capital	65,000.00
430	Dam Inspection & Maint.	4,000.00
431	So. Berk. Waste District	3,129.00
433	Transfer Station	95,000.00
435	Household Hazardous Waste	1,600.00
436	Group Purchasing Regional	400
491	Cemetery Maintenance	1,000.00
491	Cemetery Lawn Care	23,000.00
495	Soldiers Graves	600
	Subtotal	795,876.00
<b>500</b>	<b>HUMAN SERVICES</b>	
510	Board of Health Salary	1,500.00
510	Board of Health Expenses	400
510	Board of Health Clerk	4,500.00
511	Sanitary Inspector	21,993.00
522	Visiting Nurse	2,079.00
523	Berkshire Mental Health	1,082.00
529	Community Health Program	1,500.00
531	Berkshire South Regional Community Center	2,000.00
541	Council on Aging	500
543	Veterans Benefits	1
	Subtotal	35,555.00
<b>600</b>	<b>CULTURE &amp; RECREATION</b>	
610	Library General	44,700.00
	Library Maintenance	3,768.00
630	Park Commission	32,500.00
630	Parks Lawn maint., spring/fall clean up	5,500.00
640	I Love Monterey	500
641	Cultural Council	2,800.00
692	Memorial Day	1,500.00
	Subtotal	91,268.00
<b>700</b>	<b>DEBT SERVICE</b>	
700	Debt Service	3,000.00
	Subtotal	3,000.00
<b>900</b>	<b>MISCELLANEOUS EXPENSES</b>	
911	Berk. County Retirement	67,621.00
913	Employment Security	6,800.00
914	Health & Life Insurance	89,141.00

915	FICA	8,970.00
945	Bonds & Insurance	63,155.00
	Subtotal	235,687.00
	<b>Total Operating Expenses</b>	<b>2,843,226.00</b>
	<b>Special Articles</b>	<b>225,226.00</b>
	<b>Total</b>	<b>3,068,452.00</b>

ARTICLE 7. The Town voted to raise and appropriate the sum of \$25,000 for the Stabilization Fund. Asked for figures on the Stabilization Fund, the amount quoted was \$533,000.00 and while it was used last year for Cemetery expenses it is essentially being level funded. This article was approved:

By voice vote

ARTICLE 8. With no discussion the Town voted to transfer the sum of \$20,000 from Overlay Surplus to the Reserve Fund.

By voice vote

ARTICLE 9. With no discussion the Town voted to raise and appropriate the sum of \$14,500 for a Town Audit for Fiscal Year 2009.

By voice vote

ARTICLE 10. The Town voted to raise and appropriate the sum of \$49,659 as amended by voice vote to read for the loan and interest on the Kenworth and Pickup Trucks.

By voice vote

ARTICLE 11. The Town voted to raise and appropriate the sum of \$62,867 for the Loan & Interest and interest on 2 Trucks while it was noted that this is the last payment on them.

By voice vote

ARTICLE 12. The Town voted to raise and appropriate the sum of \$42,000 for 6 Air Packs for the Fire Department as they must not be used more than ten years and these are required equipment.

By voice vote

ARTICLE 13 The Town voted to raise and appropriate the sum of \$200 for repairs and maintenance of the Bally Gally house on the former Wilson McLaughlin property, with no discussion.

By voice vote

ARTICLE 14. The Town voted to appropriate the sum of \$5,000 from the Receipts Reserve Septic Loan Fund for the Community Septic Loan Program, with no discussion.

By voice vote

ARTICLE 15. The Town voted to raise and appropriate the sum of \$2,500 for Lakefest with no discussion.

By voice vote

ARTICLE 16. t The Town voted o raise and appropriate the sum of \$2,000 to be deposited in a Stabilization Fund for the Retiree Health and Life Insurance with no discussion

By voice vote

ARTICLE 17. The Town voted to raise and appropriate the sum of \$1,500 for SBTC (amended by voice vote from SBETC), which would help finance a collaborative effort in South County for broadband and for fiber-optic service to schools and businesses.

By voice vote

ARTICLE 18. The Town voted to allow the Treasurer to use available funds in the Treasury or, with the approval of the Select Board, to borrow money in anticipation of reimbursement by the Commonwealth of Massachusetts on account of Highway Capital Funds, in accordance with Massachusetts General Laws Chapter 44, Section 6A, and to issue notes therefore for a period not to exceed two years from this date, and the proceeds from such reimbursement shall be applied to discharge the loan, with no discussion.

By voice vote

ARTICLE 19. The Town voted to amend Article VII. Personnel Policies Section 2. Vacation Policy of the Town Bylaws to read "All permanent and full-time employees who have been employed by the Town for at least one year consecutively shall be entitled to a vacation of not less than one week, without loss of pay in each year, two weeks after two years of service, three weeks after five years of service and four weeks after eleven years of service. Such vacation shall be granted at such time or times as in the opinion of the Select Board will cause the least interference with the performance of the regular work of the town." This policy was recommended by the Select Board to bring Monterey into line with other towns, specifically the Town of Egremont. It was additionally explained that vacation could not be carried over except in very unusual circumstances such as an ongoing investigation by the Police Department or an emergency situation in Public Works. The approval was:

By voice vote

ARTICLE 20. The Town voted to authorize the Treasurer, with the approval of the Select Board, to borrow money from time to time in anticipation of the revenue of the financial year beginning July 1, 2009, in accordance with the provisions of Massachusetts General Laws Chapter 44, Section 4, and to issue a note or notes therefore, payable within one year, and to renew any note or notes as may be given for a period of less than one year, in accordance with General Laws Chapter 44, Section 17, with no discussion.

By voice vote

ARTICLE 21. The Town voted to table Article 21 which would have accepted the provisions of Massachusetts General Law Chapter 39, Section 23D allowing a member of a town board to miss a single session of an adjudicatory hearing, including but not limited to, hearings conducted by the Board of Selectmen, Conservation Commission, Planning Board and Zoning Board of Appeals, without disqualification from voting on the matter that is the subject of the hearing. It was successfully argued in a motion to table that was moved and seconded, that this provision is too forgiving in that listening to a tape does not compensate for visual aids and nuances of expression, that people who speak do not always identify themselves and thus there is not full understanding. Further, it allows for multiple members of a Board to exercise this privilege and it might be possible for three of four on a Board to do so. Finally, it allows for modification of the need for attendance at meetings. The vote to table this article until such time as one of more limited effect could be offered to Town Meeting was:


36 YES    3 NO

ARTICLE 22. The Town voted to authorize the Planning Board to appoint a Secretary from its members and the Parks Commission to to appoint a Life-Guard from its members for the term provided by law, otherwise for the term not to exceed one year, and to fix the salary and compensation in accordance with Massachusetts General Laws Chapter 41, Section 4A.

By voice vote

There being no other business brought to the Town Meeting, the Moderator entertained a motion to adjourn which was seconded and voted at 12:25 PM by unanimous voice vote. The polls to elect officers of the Town stayed open until 6:30PM. With no incidents to report.

Respectfully submitted,

  
Barbara B. Swann  
Town Clerk